

AG Contract No. KR96 0598TRN
ADOT ECS File No. JPA 96-32
Project: P0300 02P/\$32,000.00
Section: Eloy AreaTransportation

INTERGOVERNMENTAL AGREEMENT
BETWEEN
THE STATE OF ARIZONA
AND
THE CITY OF ELOY

THIS AGREEMENT is entered into MAY 24, 1996,
pursuant to Arizona Revised Statutes, Sections 11-951 through 11-954, as amended,
between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF
TRANSPORTATION (the "State") and the CITY OF ELOY, acting by and through its
MAYOR and CITY COUNCIL (the "City").

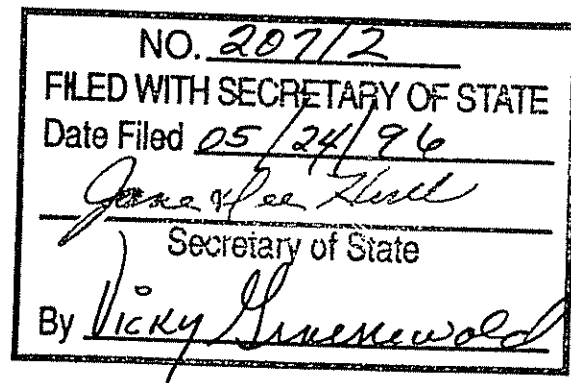
I. RECITALS

1. The State is empowered by Arizona Revised Statutes Section 28-108 and 28-112 to enter into this agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this agreement and has delegated to the undersigned the authority to execute this agreement on behalf of the State.

2. The City is empowered by Arizona Revised Statutes Section 48-572 to enter into this agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this agreement and has authorized the undersigned to execute this agreement on behalf of the City.

3. The State and the City desire to jointly participate in selecting and hiring a consultant to conduct a Eloy area transportation study, all in accordance with the Scope of Work, which is attached hereto as Exhibit A and made a part hereof, at an estimated cost of \$57,000.00, hereinafter referred to as the Project.

THEREFORE, in consideration of the mutual covenants expressed herein, it is agreed as follows:



II. SCOPE

1. The State will:

a. Using State approved procurement procedures, participate with the City in the selection of a professional engineering transportation planning consultant to accomplish the Project.

b. Review Project progress reports and submittals and provide comments to the City or the consultant as appropriate. Review and approve the final report prior to the City's final payment to the consultant.

c. Contribute a maximum of \$32,000.00 to the Project. Be responsible for any consultant claims for extra compensation attributable to the State.

d. No more often than monthly, reimburse the City on an actual cost basis, in a total amount not to exceed \$32,000.00, within 30 days after receipt and approval of invoices.

2. The City will:

a. Using State approved procurement procedures, advertise for, and with the concurrence of the State, select and hire a professional transportation planning consultant to accomplish the Project. Be the lead agency for the Project. Strictly comply with all state and federal procurement laws, rules and procedures.

b. Provide the State timely copies of Project progress reports and submittals, and insure the incorporation of State review comments. Provide the State a copy of the final report, and obtain the State's approval prior to making final payment to the consultant. Accept the final report on behalf of the parties hereto.

c. Be responsible for all Project costs over and above the State's share of \$32,000.00, in an amount estimated at \$25,000.00, and for any consultant claims for extra compensation attributable to the City.

d. No more often than monthly, invoice the State (in the form of Exhibit B), on an actual cost basis, with no profit or fee, in a total amount not to exceed \$32,000.00, for the State's share of the project.

III. MISCELLANEOUS PROVISIONS

1. This agreement shall remain in force and effect until completion of said Project and reimbursements; provided, however, that this agreement may be cancelled at any time prior to the award of a Project consultant contract, upon thirty (30) days written notice to the other party.

2. This agreement shall become effective upon filing with the Secretary of State.

3. This agreement may be cancelled in accordance with Arizona Revised Statutes Section 38-511.

4. The provisions of Arizona Revised Statutes Section 35-214 are applicable to this contract.

5. In the event of any controversy which may arise out of this agreement, the parties hereto agree to abide by required arbitration as is set forth for public works contracts in Arizona Revised Statutes Section 12-1518.

6. All notices or demands upon any party to this agreement shall be in writing and shall be delivered in person or sent by mail addressed as follows:

Arizona Department of Transportation
Joint Project Administration
205 South 17 Avenue, Mail Drop 616E
Phoenix, AZ 85007

City of Eloy
City Manager
628 N. Main Street
Eloy, AZ 85231


7. Attached hereto and incorporated herein is the written determination of each party's legal counsel that the parties are authorized under the laws of this state to enter into this agreement and that the agreement is in proper form.

IN WITNESS WHEREOF, the parties have executed this agreement the day and year first above written.

CITY OF ELOY

STATE OF ARIZONA
Department of Transportation

By 
ARMIDA S. FLORES
Mayor

By 
JAY KLAGGE, Director
Transportation Planning

ATTEST

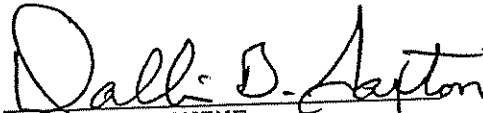
By 
MARY RIDGELL
City Clerk

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RESOLUTION

BE IT RESOLVED on this 27th day of March 1996, that I, the undersigned LARRY S. BONINE, as Director of the Arizona Department of Transportation, have determined that it is in the best interests of the State of Arizona that the Department of Transportation, acting by and through the Highways Division, to enter into an agreement with the City of Eloy for the purpose of defining responsibilities for conducting an Eloy Small Area Transportation Study.

Therefore, authorization is hereby granted to draft said agreement which, upon completion, shall be submitted to the Director of Transportation Planning for approval and execution.


for LARRY S. BONINE
Director

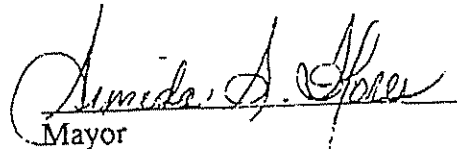
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RESOLUTION NO 96-579

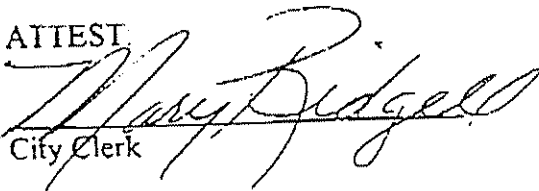
A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ELOY, ARIZONA, APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF ELOY, ARIZONA, AND THE STATE OF ARIZONA DEPARTMENT OF TRANSPORTATION, ACTING BY AND THROUGH THE HIGHWAYS DIVISION, FOR THE PURPOSE OF DEFINING RESPONSIBILITIES FOR CONDUCTING AN ELOY SMALL AREA TRANSPORTATION STUDY AND AUTHORIZING MAYOR ARMIDA S. FLORES TO EXECUTE SAID INTERGOVERNMENTAL AGREEMENT AND GRANT DOCUMENTS FOR RECEIPT AND USE OF FUNDS

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Eloy, Arizona: The Intergovernmental Agreement between the City of Eloy, Arizona, and the State of Arizona Department of Transportation, acting by and through the Highways Division, for the purpose of defining responsibilities for conducting an Eloy Small Area Transportation Study is hereby approved and Mayor Armida S. Flores is hereby authorized to execute said Intergovernmental Agreement and grant documents for receipt and use of funds.

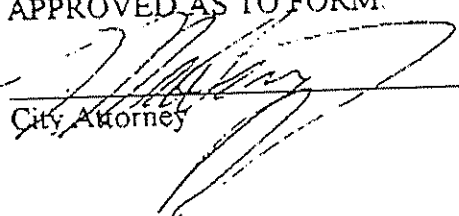
PASSED AND ADOPTED BY THE Mayor and City Council of the City of Eloy, Arizona, this 22nd day of April, 1996.


Mayor

ATTEST


City Clerk

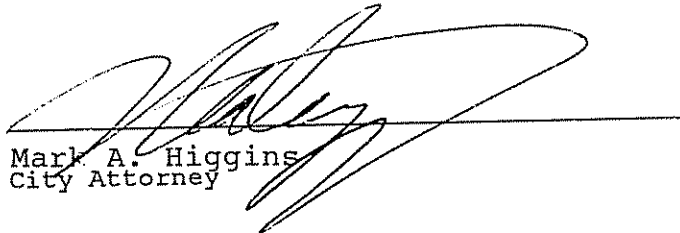
APPROVED AS TO FORM.


City Attorney

APPROVAL OF THE ELOY CITY ATTORNEY

I have reviewed the above referenced proposed intergovernmental agreement, between the DEPARTMENT OF TRANSPORTATION, HIGHWAYS DIVISION, and the CITY OF ELOY and declare this agreement to be in proper form and within the powers and authority granted to the City under the laws of the State of Arizona.

DATED this 29th day of April, 1996.


Mark A. Higgins
City Attorney

CITY OF ELOY

SMALL AREA TRANSPORTATION STUDY

SCOPE OF WORK

1. Detailed Proposal - The first work task will be to present a detailed work plan to Technical Advisory Committee (TAC) for review and comment. The work plan will contain work flow charts, time schedules, map of study area boundaries, average daily traffic and turn- movement count locations, and all major street and highways to be included in the study. The next step will be to develop the transportation vision statement and identify several transportation goals with numerous objectives for each goal.
2. Current Conditions - Necessary background information on current land use patterns, travel data and behavior, street conditions, financial resources, demographic and socio-economic characteristics will be inventoried and evaluated as follows:

Current land use patterns will be documented and analyzed with attention focused on key transportation demand variables such as, but not limited to, population (resident, seasonal, and tourists), employment, existing and planned special traffic generators.

Street and highway conditions will be evaluated. Information collected for each segment of road under study should include, but not limited to, average daily traffic, intersection turn-movements, number of lanes, capacity, level of service, road surface condition, accident rates, rights-of-way, traffic control devices, and existing and proposed functional classification.

Travel behavior and demand will be estimated and documented utilizing TRANPLAN as the forecasting software for highway planning.

Historical, as well as budgeted roadway construction expenditures, will be documented and evaluated.

Committee members will supply the consultant with copies of available reports, working papers, data and maps. In addition, ADOT will provide upon request from the consultant limited aerial photographs. ADOT will furnish the consultant with relevant information on current operational funding programs.

By analyzing the above information, as well as input from local leaders, individuals and the TAC, the consultant will document the current principal transportation

problems and concerns in the study area. Documentation will consist of a working paper and floppy diskettes submitted to the committee. Statistical data will be documented on diskettes using a data-based manager and spreadsheet application software which is Windows compatible.

3. Future Conditions - Utilize TRANPLAN as the forecasting software to estimate future land use patterns that will need to be developed. This will require review of development concepts and plans, critique of the general land use plan and the consultant's creativity with transportation as a marketing tool to enhance economic development. The future land use patterns should be in accord with the communities' water supply and with projections of population and employment.

Land use projections will be translated into projected travel demands. Potential problem areas will be identified. Functional street classifications will be recommended corresponding to the travel projections. Existing and future federal aid road designations will be evaluated. Logical connections to enhance motorized circulation shall be recommended. Suggested improvement actions will be identified, cost estimates and time schedules developed.

Financial alternatives necessary to implement the short, "mid" and long range plans will be identified. Alternatives are to include but not limited to: Highway Users Revenue Fund (HURF), Surface Transportation Program (STP), Local Transportation Assistance Fund (LTAF), methods of private/public involvement, and developer contributions. Evaluate the potential revenue for each financial option.

By analyzing the above information, as well as input from local leaders, individuals and the TAC, the consultant will document the future principal transportation conditions, infrastructure requirements, and issues in the study area.

Documentation will consist of working paper and accompanying floppy diskettes submitted to the TAC in Microsoft Word 6.0 format. Statistical support data will be submitted on diskettes using either a data base manager or spreadsheet application software which is Windows compatible.

4. Alternative Actions - Alternative actions to meet short, "mid" and long range infrastructure requirements will be developed. These options will be evaluated by a set of criteria which will include, but not limited to: environmental issues, community support, public development goals, private development responsibilities, improvements in levels of service and safety, project costs, return on investment and financial resources.

A list of specific project actions will be developed for the next five years which will address current problems and short term requirements. These projects will be

prioritized and correlated to financial options. A recommended five year transportation improvement program is required.

"Mid" and long range alternatives will include but not limited to: right-of-way acquisitions, new facilities, street widening and traffic control measures. The "mid" range program of projects will be prioritized and correlated to financial options. Long range plans will be correlated to financial options.

The various types of improvement projects may include new facilities, reconstruction, re-alignments, right-of-way acquisitions, widening, intersection improvements, pavement management, access and traffic control measures.

Documentation will consist of a working paper and accompanying floppy diskettes submitted to the TAC in Microsoft Word 6.0 format. Alternative action statistical data will be documented on diskettes using either a data base manager or spreadsheet application software which is Windows compatible.

5. Public Participation - The consultant shall solicit and document public input. This will include interviews with elected officials, planning commission members, and representatives from the Council of Governments, Chambers of Commerce, Bureau of Land Management, Forest Service, Indian Tribes, civic and environmental clubs and others appropriate. Applicable working papers may be mailed to such representatives to solicit comments. At least one public hearing must be held in conjunction with a regular Planning and Zoning Commission and/or meeting of elected officials to draft final report stage.
6. Special Topics - To aid in identification and implementation of solutions, specific key areas have been identified by the TAC. Other special topics may be analyzed as part of the overall analysis. The following list comprises items of special concern to the TAC which must be addressed in this plan:

A. INTERCHANGE IMPROVEMENTS - Due to increased development, truck traffic along the I-10 Corridor in Eloy and local traffic increases, the Sunshine Boulevard Interchange requires a review of safety and roadway capacity as well as existing condition of pavement. To ease truck traffic, improve safety and facilitate access to Interstate 10, the Battaglia Road Overpass will be analyzed. Recommendations and costs of improvements, if needed, will be submitted along with potential funding sources and timelines.

B. SAFETY AUDIT - Identify areas which provide opportunities for safety improvements to include, but not be limited to, sight distance, signing, street lighting, intersection alignment, and appropriate speed. Traffic accident experience including patterns and severity for the most recent three year period shall be prepared. Recommendation of safety improvement strategies along with

potential funding sources will be included in the audit. A document outlining a specific work plan to address signage concerns will be submitted .

C. DEVELOPMENT/DESIGN STANDARDS - Work with staff to provide standards by which future developers will be required to prepare a traffic impact study for new development or redevelopment. Work with staff to develop design and material standards for roads and streets consistent with the community's needs and those recently adopted by Pinal County.

D. STREET MAINTENANCE - Inventory and analyze Eloy's repair, drainage and rehabilitation needs to include all paved streets and roads shared with Pinal County. The objective is to use a least cost method which brings the street system to an acceptable standard for a 10 to 20 year rehabilitation life.

E. AIRPORT PLANNING - Provide recommendations for improvements to the Eloy Airport Facility. Analyze runway and apron condition, potential for hangar and facility expansion as well as future traffic demands.

F. ALTERNATIVE MODES OF TRANSIT/ADA COMPLIANCE - Existing general public transportation services will be inventoried and evaluated to determine opportunities for coordination of services. This evaluation will include an assessment of how needs for special populations are being met, recommendations for improving service to special populations, and potential funding sources. Demographic information will be reviewed to identify categories of transit dependent populations such as the elderly, physically challenged and low income. Regional transit will be considered via major employer needs assessments. Bicycle pathway standards including new paths will be recommended and developed.

G. ANALYSIS OF HIGHWAY 84 TURNBACK - Review city demands as a result of the turnback of Highway 84 to include projected maintenance needs, safety, and access review.

H. POTENTIAL FUNDING SOURCES - Identify and categorize funding sources for recommended improvements to include cycles, contacts, eligible uses etc.

7. Study Products - Required products include a transportation plan and a transportation improvement program (TIP). The transportation plan should describe policies, strategies, and facilities to accommodate current and future travel demands and to make efficient use of the existing transportation system. Identify emphasis to State and regional facilities functions. Demonstrate through the financial plan element how the transportation plan can be implemented.

ADOT Form 12-6903 R7/87



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STATE OF ARIZONA

OFFICE OF THE ATTORNEY GENERAL

GRANT WOODS
ATTORNEY GENERAL

1275 WEST WASHINGTON, PHOENIX 85007-2926

MAIN PHONE: 542-5025
TELECOPIER : 542-4085


INTERGOVERNMENTAL AGREEMENT DETERMINATION

A.G. Contract No. KR96-0598-TRN, an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 17th day of May, 1996.

GRANT WOODS
Attorney General


JAMES R. REDPATH
Assistant Attorney General
Transportation Section

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